IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE J.B.KOSHY
&
THE HONOURABLE MR. JUSTICE K.P.BALACHANDRAN

THURSDAY, THE 31ST MAY 2007 / 10TH JYAISHTA 1929

MFA.No. 1275 of 2000(B)

OPMV.186/1987 of MOTOR ACCIDENT CLAIMS TRIBUNAL, KOLLAM
.....

APPELLANT/PETITIONER:

JOSEPH ALIAS PAPPACHAN, S/O JOSEPH,
MOOVELIL HOUSE, PARATHODE P.O.,
KANJIRAPPALLY.

BY ADV. SRI.MATHEW JOHN (K)
SRI.BABY THOMAS

RESPONDENTS/RESPONDENTS:

1. V.C.MATHEW, VADAKKE KOLLAMPARAMBIL,
THALAYOLAPARAMBU.

2. E.P.RAMESAN, S/O C.V.PRABHAKARAN NAIR,
EDATHIL PARAMBIL, KULASEKHARAMANGALAM
P.O., VAIKOM.

3. THE NEW INDIA ASSURANCE CO. LTD.,
BRANCH KOTTAYAM.

R3 BY ADV. SRI.M.JACOB MURICKAN
R1 BY SRI.BABY KURIEN

THIS MISC. FIRST APPEAL HAVING BEEN FINALLY HEARD ON 31/05/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

J.B.Koshy & K.P.Balachandran, JJ.

C.M.P.NO.7436 OF 2000 &

M.F.A.No. 1275 OF 2000

JUDGMENT

Koshy, J.

C.M.P.No.7436/00 is a petition to condone the delay of 167 days in filing the appeal. It is submitted that the appellant died long back. No impleadment application is filed. Accordingly, the delay petition is dismissed as abated. Consequently, the appeal is also dismissed.

(J.B.Koshy, Judge)

31st May, 2007

(K.P.Balachandran, Judge)

tkv

J.B.Koshy & K.P.Balachandran, JJ.

M.F.A.No.1275 of 2000

JUDGMENT

31st May, 2007